

APR 04 2007

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

JOHN WILSON,  
Petitioner,

Civil Action No. 7:07-cv-00162

v.

UNITED STATES OF AMERICA,  
Respondent.

By: Hon. James C. Turk  
Senior United States District Judge

For the reasons stated in the accompanying memorandum opinion, it is hereby

**ORDERED**

that petitioner's motion pursuant to Fed. R. Civ. Pro. 60(b), which the court construed and filed as a motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255, shall be and hereby is **DISMISSED** without prejudice as a successive § 2255 motion, and the case is hereby stricken from the active docket.

ENTER: This 4<sup>th</sup> day of April, 2007.

  
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Senior United States District Judge